

Attorney Docket No. 9099-17

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Robert D. Black, et al.

Confirmation No.: 3158

Application No.: 10/551,366

Group Art Unit: 3737

Filed: September 29, 2005

For: *Methods, Systems, and Computer Program Products for Providing Dynamic Data of Positional Localization Of Target Implants*

Date: August 29, 2006

Mail Stop MISSING PARTS

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

Sir:

In response to the Notice to File Missing Parts of Application-Filing Date Granted (PTO-1533), mailed August 17, 2006 regarding the above-referenced patent application, enclosed is an executed Declaration and Power of Attorney document (4 pages) for this application.

The Commissioner is hereby authorized to charge the fee of \$65.00 for the surcharge under 37 C.F.R. § 1.492(h) to Deposit Account No. 50-0220. This amount is believed to be correct. However, the Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 50-0220.

If any extension of time for the accompanying response or submission is required, Applicant requests that this be considered a petition therefore.

Respectfully submitted,



Julie H. Richardson

Registration No. 40,142

**Customer No. 20792**

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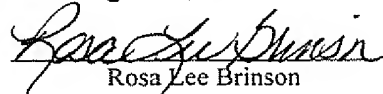
Telephone: (919) 854-1400

Facsimile: (919) 854-1401

**CERTIFICATION OF TRANSMISSION**

**UNDER 37 CFR § 1.8**

I hereby certify that this correspondence is being transmitted electronically to the U.S. Patent and Trademark Office on August 29, 2006.



Rosa Lee Brinson



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
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JHR

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/551,366	Robert D. Black	9099.17

INTERNATIONAL APPLICATION NO.
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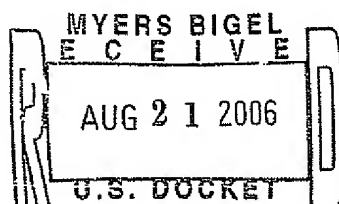
PCT/US04/09483

I.A. FILING DATE	PRIORITY DATE
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03/29/2004

04/02/2003

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CONFIRMATION NO. 3158

371 FORMALITIES LETTER



\*OC000000020054802\*

Date Mailed: 08/17/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 09/29/2005
- Copy of the International Search Report filed on 10/27/2005
- Preliminary Amendments filed on 09/29/2005
- Information Disclosure Statements filed on 09/29/2005
- U.S. Basic National Fees filed on 09/29/2005
- Priority Documents filed on 09/29/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

## SUMMARY OF FEES DUE:

03-21-06A09:17 RCVD

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHAKEEL AHMED

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PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/551,366	PCT/US04/09483	9099.17

FORM PCT/DO/EO/905 (371 Formalities Notice)